

Reed R. Kathrein (139304)  
Peter E. Borkon (212596)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
715 Hearst Avenue, Suite 202  
Berkeley, CA 94710  
Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
[reed@hbsslaw.com](mailto:reed@hbsslaw.com)  
[peterb@hbsslaw.com](mailto:peterb@hbsslaw.com)

Lewis S. Kahn  
KAHN GAUTHIER SWICK, LLC  
650 Poydras Street, Suite 2150  
New Orleans, LA 70130  
Telephone: (504) 455-1400  
Facsimile: (504) 455-1498  
lewis.kahn@kgscounsel.com

Attorneys for Plaintiff

[Additional counsel listed on signature page]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

JOEL EICHENHOLTZ, Individually and On )  
Behalf of All Others Similarly Situated, )  
Plaintiff, )  
v. )  
VERIFONE HOLDINGS, INC., DOUGLAS G. )  
BERGERON and BARRY ZWARENSTEIN, )  
Defendants. )  
No.: 07-CV-06140-MHP  
CLASS ACTION  
NOTICE OF MOTION AND MOTION OF  
WESTEND CAPITAL MANAGEMENT,  
LLC FOR CONSOLIDATION OF ALL  
CASES, APPOINTMENT OF LEAD  
PLAINTIFF AND APPROVAL OF LEAD  
PLAINTIFF'S CHOICE OF LEAD AND  
LIAISON COUNSEL  
DATE: March 10, 2008  
TIME: 2:00 P.M.  
DEPT: Courtroom 15, 18th Floor  
Action filed: December 4, 2007

PETER LIEN, Individually and On Behalf of All) No. 07-CV-06195-JSW  
Others Similarly Situated, )

Plaintiff,

V.

VERIFONE HOLDINGS, INC., DOUGLAS G.  
BERGERON, and BARRY ZWARENSTEIN,

## Defendants.

No. 07-CV-06197-VRW

BRIAN VAUGHN, RON DOCKSWELL and  
MIRIAM LOGAN, On Behalf of Themselves  
and All Others Similarly Situated,

Plaintiffs,

V.

VERIFONE HOLDINGS, INC., DOUGLAS G.  
BERGERON, and BARRY ZWARENSTEIN,

## Defendants.

No. 07-CV-06228-SC

ALBERT L. FELDMAN and ELEANOR JEAN FELDMAN, Individually and On Behalf of All Others Similarly Situated,

Plaintiffs,

V.

VERIFONE HOLDINGS, INC., DOUGLAS G.  
BERGERON, and BARRY ZWARENSTEIN,

## Defendants.

No. 07-CV-06228-SC

DONALD CERINI, Individually and On Behalf  
of All Others Similarly Situated,

Plaintiff,

V.

VERIFONE HOLDINGS, INC., DOUGLAS G.  
BERGERON, and BARRY ZWARENSTEIN,

## Defendants.

WESTEND CAPITAL MANAGEMENT LLC, ) No. 07-CV-6237 MMC  
Individually and on Behalf of All Others )  
Similarly Situated, )

Plaintiff, )

V.

VERIFONE HOLDINGS, INC., DOUGLAS G. BERGERON, and BARRY ZWARENSTEIN,

## Defendants.

No. 07-CV-06238-MHP

KURT HILL, Individually and On Behalf of All  
Others Similarly Situated,

Plaintiff,

V.

VERIFONE HOLDINGS, INC., DOUGLAS G. )  
BERGERON, and BARRY ZWARENSTEIN, )

## Defendants.

No. 07-CV-06241-JSW

DANIEL OFFUTT, Individually and On Behalf of All Others Similarly Situated,

Plaintiff.

1

VERIFONE HOLDINGS, INC., DOUGLAS G. )  
BERGERON, and BARRY ZWARENSTEIN, )

## Defendants

No. 08-CV-00118-CW

EDWARD FEITEL, On Behalf of Himself and  
All Others Similarly Situated,

Plaintiff,

V.

VERIFONE HOLDINGS, INC., DOUGLAS G. )  
BERGERON, and BARRY ZWARENSTEIN, )

## Defendants

1 **TO: THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD:**

2 **PLEASE TAKE NOTICE THAT** on March 10, 2008, at 2:00 P.M., or as soon thereafter  
 3 as the matter may be heard, before the Honorable Marilyn H. Patel, United States District Judge,  
 4 450 Golden Gate Avenue, San Francisco, California 94102, Courtroom 15, 18<sup>th</sup> Floor, WestEnd  
 5 Capital Management, LLC (“Movant” or “WestEnd”) will, and hereby move this Court for an  
 6 order to consolidate all similar actions, to be appointed Lead Plaintiff in this action against  
 7 VeriFone Holdings, Inc. (“VeriFone” or the “Company”) pursuant to Section 21D(a)(3)(B) of the  
 8 Securities Exchange Act of 1934 (“Exchange Act”), 15 U.S.C. § 78u-4(a)(3)(B), as amended by  
 9 the Private Securities Litigation Reform Act of 1995 (“PSLRA”), and for approval of its selection  
 10 of the law firm of Kahn Gauthier Swick, LLC (“KGS”) as Lead Counsel and Hagens Berman  
 11 Sobol Shapiro LLP (“Hagens Berman”), as Liaison Counsel for the Class in this action.

12 WestEnd makes this motion on the belief that it is the most “adequate plaintiff” as defined  
 13 in the PSLRA because:

14 1. It has the largest financial interest in the relief sought by the Class and has incurred  
 15 substantial losses in the amount of \$1,002,206.90 as a result of its purchases of  
 VeriFone stock during the Class Period, and

16 2. It satisfies the typicality and adequacy requirements of Fed. R. Civ. P. Rule 23.

17 WestEnd further requests that the Court approve its selection of KGS and Hagens Berman,  
 18 as Lead and Liaison Counsel (respectively) for the Class. KGS and Hagens Berman are nationally  
 19 recognized law firms with significant class action, securities fraud and complex litigation  
 20 experience, and have sufficient resources to effectively and efficiently pursue this action.

21 Finally, the above captioned cases are substantially similar and should be consolidated  
 22 under Federal Rule of Civil Procedure 42.

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1 For all of the foregoing reasons, WestEnd respectfully requests that this Court: (1)  
 2 consolidate all similar actions; (2) appoint WestEnd to serve as Lead Plaintiff in this action; (3)  
 3 approve WestEnd's selection of Lead and Liaison Counsel for the Class; and (4) grant such other  
 4 and further relief as the Court may deem just and proper.

5 Dated: February 4, 2008

HAGENS BERMAN SOBOL SHAPIRO LLP

7 By: /s/ Reed R. Kathrein  
 8 REED R. KATHREIN (139304)

9 Peter E. Borkon (212596)  
 10 715 Hearst Avenue, Suite 202  
 11 Berkeley, CA 94710  
 12 Telephone: (510) 725-3000  
 13 Facsimile: (510) 725-3001  
 14 reed@hbsslaw.com  
 15 peterb@hbsslaw.com

16 Steve Berman (*Pro Hac Vice*)  
 17 HAGENS BERMAN SOBOL SHAPIRO LLP  
 18 1301 Fifth Avenue, Suite 2900  
 19 Seattle, WA 98101  
 20 Telephone: (206) 623-7292  
 21 Facsimile: (206) 623-0594  
 22 steve@hbsslaw.com

23 Lewis S. Kahn  
 24 KAHN GAUTHIER SWICK, LLC  
 25 650 Poydras Street, Suite 2150  
 26 New Orleans, LA 70130  
 27 Telephone: (504) 455-1400  
 28 Facsimile: (504) 455-1498  
 29 lewis.kahn@kgscounsel.com

30 Kim E. Miller  
 31 KAHN GAUTHIER SWICK, LLC  
 32 12 East 41st Street  
 33 New York, NY 10017  
 34 Telephone: (212) 696-3730  
 35 Facsimile: (504) 455-1498  
 36 kim.miller@kgscounsel.com

37 Attorneys for Lead Plaintiff Movant, WestEnd Capital  
 38 Management, LLC and Proposed Lead Counsel for  
 39 the Class

## **CERTIFICATE OF SERVICE**

I hereby certify that on February 4, 2008 I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses registered, as denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

/s/ Reed R. Kathrein  
REED R. KATHREIN

## Mailing Information for a Case 3:07-cv-06140-MHP

### Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **Brendan P. Cullen**  
cullenb@sullcrom.com
- **Daniel C. Girard**  
girardgibbs@girardgibbs.com,cma@girardgibbs.com
- **Nicole Catherine Lavallee**  
nlavallee@bermanesq.com,ysoboleva@bermanesq.com
- **Jonathan Krasne Levine**  
jkl@girardgibbs.com,mav@girardgibbs.com
- **Aaron M. Sheanin**  
ams@girardgibbs.com,AMV@girardgibbs.com
- **Michael Howard Steinberg**  
steinbergm@sullcrom.com

### Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

- (No manual recipients)